

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO**

IN RE:

**MIGUEL A TORRES RODRIGUEZ
DEBTORS**

*

*

CASE NO: 14-04957 EAG

*

CHAPTER 13

NOTICE OF FILING AMENDED CHAPTER 13 PLAN AND CERTIFICATE OF SERVICE

TO THE HONORABLE COURT:

COME(S) NOW DEBTOR(S), through the undersigned counsel and respectfully to the Honorable Court state(s) and pray(s) as follows:

1. On today's date debtor(s) is/are filing an amended Chapter 13 plan dated September 22, 2014 (the amended plan), to provide for an increase in the base of the plan in order to provide sufficient funds to pay creditors as provided for in the amended plan.
2. The amended plan's base provides enough funds to pay creditors as proposed by the plan, and solves the issues raised by the Chapter 13 Trustee (Trustee) in his unfavorable report for confirmation of debtors' previous plan dated august 12, 2014 (**d.e. 13**).
3. The hearing on confirmation has been rescheduled to be held on December 11, 2014 at 9:30 am (**d.e. 14**).

WHEREFORE, debtor(s) hereby request(s) from the Honorable Court to take notice of the filing of the Amended Chapter 13 Plan dated September 22, 2014.

Respectfully submitted in San Juan, Puerto Rico, this September 23, 2014.

.NOTICE IS HEREBY GIVEN THAT DEBTOR(S) HAS/HAVE FILED AN AMENDED PLAN DATED September 22, 2014, WHICH PLAN MAY BE APPROVED WITHOUT FURTHER NOTICE OR HEARING UNLESS A WRITTEN OBJECTION IS FILED NOT LATER THAN 14 DAYS FROM THE DATE THE AMENDED PLAN IS FILED (LBR 3015-2 (f)).

CERTIFICATE OF SERVICE: I hereby certify that on today's date electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to all registered parties, and I hereby certify that I have mailed by United States Postal Service the document along with the amended plan to the non CM/ECF participants as per the attached master address list.

/s/ **MADELINA SOTO PACHECO**
MADELINA SOTO PACHECO, ESQ.
USDC 207910
ATTORNEY FOR DEBTOR (S)Miguel Torres Rodriguez
LUBE & SOTO LAW OFFICES
1130 AVE. F D ROOSEVELT
SAN JUAN, PR 00920-2906
TEL.: SJ (787) 722-0909 - FAX: (787) 977-1709
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IN RE:

Case No. 14-04957TORRES RODRIGUEZ, MIGUEL AChapter 13

Debtor(s)

AMENDED CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee directly by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

<p>PLAN DATED: _____</p> <p><input type="checkbox"/> PRE <input type="checkbox"/> POST-CONFIRMATION</p> <p>I. PAYMENT PLAN SCHEDULE</p> <table style="width: 100%; border-collapse: collapse;"> <tr><td>\$ <u>200.00</u></td><td>x <u>12</u></td><td>= \$ <u>2,400.00</u></td></tr> <tr><td>\$ <u>220.00</u></td><td>x <u>48</u></td><td>= \$ <u>10,560.00</u></td></tr> <tr><td>\$ _____</td><td>x _____</td><td>= \$ _____</td></tr> <tr><td>\$ _____</td><td>x _____</td><td>= \$ _____</td></tr> <tr><td colspan="2" style="text-align: right;">TOTAL: \$</td><td><u>12,960.00</u></td></tr> </table> <p>Additional Payments: \$ <u>341.00</u> to be paid as a LUMP SUM within <u>6 months</u> with proceeds to come from:</p> <p><input type="checkbox"/> Sale of Property identified as follows:</p> <p><input checked="" type="checkbox"/> Other: 2013 TAX REFUND TO BE PAID ON OR BEFORE 12/14</p> <p>Periodic Payments to be made other than, and in addition to the above: \$ _____ x _____ = \$ _____</p> <p>PROPOSED BASE: \$ <u>13,301.00</u></p> <p>III. ATTORNEY'S FEES (Treated as § 507 Priorities)</p> <p>Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ <u>2,750.00</u></p> <p>Signed: <u>/s/ MIGUEL A TORRES RODRIGUEZ</u> Debtor</p> <p>Joint Debtor</p>	\$ <u>200.00</u>	x <u>12</u>	= \$ <u>2,400.00</u>	\$ <u>220.00</u>	x <u>48</u>	= \$ <u>10,560.00</u>	\$ _____	x _____	= \$ _____	\$ _____	x _____	= \$ _____	TOTAL: \$		<u>12,960.00</u>	<p><input checked="" type="checkbox"/> AMENDED PLAN DATED: <u>9/22/2014</u> Filed by: <input checked="" type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other</p> <p>II. DISBURSEMENT SCHEDULE</p> <p>A. ADEQUATE PROTECTION PAYMENTS OR _____ \$ _____</p> <p>B. SECURED CLAIMS: <input type="checkbox"/> Debtor represents no secured claims. <input checked="" type="checkbox"/> Creditors having secured claims will retain their liens and shall be paid as follows:</p> <ol style="list-style-type: none"> 1. <input type="checkbox"/> Trustee pays secured ARREARS: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 2. <input checked="" type="checkbox"/> Trustee pays IN FULL Secured Claims: Cr. ORIENTAL Cr. _____ Cr. _____ # CL 3/ 9614678866 # _____ # _____ \$ 6,972.57 \$ _____ \$ _____ 3. <input type="checkbox"/> Trustee pays VALUE OF COLLATERAL: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 4. <input type="checkbox"/> Debtor SURRENDERS COLLATERAL to Lien Holder: _____ 5. <input type="checkbox"/> Other: _____ 6. <input type="checkbox"/> Debtor otherwise maintains regular payments directly to: _____ <p>C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2)</p> <p>D. UNSECURED CLAIMS: Plan <input type="checkbox"/> Classifies <input checked="" type="checkbox"/> Does not Classify Claims.</p> <ol style="list-style-type: none"> 1. (a) Class A: <input type="checkbox"/> Co-debtor Claims / <input type="checkbox"/> Other: _____ <input type="checkbox"/> Paid 100% / <input type="checkbox"/> Other: _____ Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 2. Unsecured Claims otherwise receive PRO-RATA disbursements. <p>OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.) See Continuation Sheet</p>
\$ <u>200.00</u>	x <u>12</u>	= \$ <u>2,400.00</u>														
\$ <u>220.00</u>	x <u>48</u>	= \$ <u>10,560.00</u>														
\$ _____	x _____	= \$ _____														
\$ _____	x _____	= \$ _____														
TOTAL: \$		<u>12,960.00</u>														

AMENDED CHAPTER 13 PAYMENT PLAN

Continuation Sheet - Page 1 of 1

NO LV.
NO PRIORITIES

FIRST; ATTORNEY FEES PURSUANT TO 11 USC SECTION 330

SECOND- CL 3-ORIENTAL SECURED CLAIM ON AUTO LOAN IN THE AMOUNT OF \$6,972.57. DEBTOR TO PAY FULL BALANCE OWED THROUGH THE PLAN. DEBTOR TO PROVIDE ADEQUATE PROTECTION TO CREDITOR IN THE AMOUNT OF \$180.00 PER MONTH UP TO CONFIRMATION OF THE PLAN. DEBTOR TO PROVIDE INSURANCE TO CREDITOR THROUGH THE PLAN AFTER MATURITY DATE OF LOAN (5/2015) IN THE AMOUNT OF \$2,229.00.

THIRD: PRO RATA DISTRIBUTION TO ALLOWED UNSECURED CLAIMS

-TAX REFUNDS, IF ANY, WILL BE DEVOTED EACH YEAR, AS PERIODIC PAYMENTS, TO THE PLAN'S FUNDING UNTIL PLAN COMPLETION. DEBTOR WILL AMEND THE PLAN TO PROVIDE FOR THE PAYMENT OF SUCH REFUNDS AS LUMP SUMS FOR EACH YEAR AS APPLICABLE. IF NEED BE FOR THE USE BY DEBTOR(S) OF A PORTION OF SUCH REFUND, DEBTOR(S) WILL SEEK COURT'S AUTHORIZATION PRIOR TO ANY USE OF THESE FUNDS.

Label Matrix for local noticing

0104-2

Case 14-04957-EAG13

District of Puerto Rico

Ponce

Tue Aug 12 20:22:06 AST 2014

(p) ORIENTAL BANK AND TRUST

PO BOX 195115

SAN JUAN PR 00919-5115

US Bankruptcy Court District of PR

Jose V Toledo Fed Bldg & US Courthouse

300 Recinto Sur Street, Room 109

San Juan, PR 00901-1964

ASUME
PO BOX 71316
SAN JUAN, PR 00936-8416AUTORIDAD DE CARRETERAS Y TRANSP DE PR
CENTRO PROC DE MULTAS AUTO EXPRESO
PO BOX 11889
SAN JUAN, PR 00922-1889American InfoSource LP as agent for
T Mobile/T-Mobile USA Inc
PO Box 248848
Oklahoma City, OK 73124-8848CLARO PRTC
SERVICIO AL CLIENTE
PO BOX 70366
SAN JUAN, PR 00936-8366FIRST PREMIER BANK
PO BOX 5529
SIOUX, SD 57117-5529ISLAND FINANCE
PO BOX 71504
SAN JUAN, PR 00936-8604ORIENTAL
PO BOX 364735
SAN JUAN, PR 00936ORIENTAL BANK
ANGEL M. VAZQUEZ BAUZA
PO BOX 195115
SAN JUAN PR. 00919-5115SANTANDER FINANCIAL D/B/A ISLAND FINANCE
PO BOX 195369
SAN JUAN PR 00919-5369SHEILA AYALA CORDERO
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HC1 BOX 6575
SANTA ISABEL, PR 00757-9745MONSITA LECAROZ ARRIBAS
OFFICE OF THE US TRUSTEE (UST)
OCHOA BUILDING
500 TANCA STREET SUITE 301
SAN JUAN, PR 00901

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

ORIENTAL BANK
ENRIQUE NASSAR RIZEK & ASSOCIATES
PO BOX 191017
SAN JUAN, PR 00919End of Label Matrix
Mailable recipients 17
Bypassed recipients 0
Total 17